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PTO/SB/21 (09-04)

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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/891,200 | |
| | Filing Date | June 26, 2001 | |
| | First Named Inventor | Eugene SMOTKIN | |
| | Art Unit | 1745 | |
| | Examiner Name | R. Alejandro | |
| Total Number of Pages in This Submission | 39 | Attorney Docket Number | 491712000100 |

| ENCLOSURES (Check all that apply) | | |
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| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (38 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard |
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| Firm Name | MORRISON & FOERSTER LLP | | |
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| Date | November 16, 2004 | Reg. No. | 44,422 |

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| I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below. | |
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Dated: November 16, 2004

Signature: Norman Green
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Docket No.: 491712000100
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

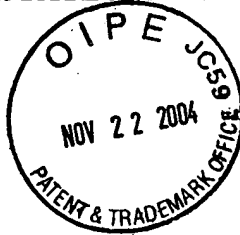
In re Patent Application of:

Eugene S. SMOTKIN

Application No.: 09/891,200

Filed: June 26, 2001

For: ELECTROLYTE COMPONENTS FOR USE IN
FUEL CELLS (AS AMENDED)



Art Unit: 1745

Examiner: R. Alejandro

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

This is in response to the non-final Office Action mailed 18 August 2004, time for response to which was set to expire 18 November 2004. The Examiner's comments have been carefully considered, and the following arguments and claim amendments are offered in response thereto. The claims have been revised to overcome each of the objections raised by the Examiner. Entry of the amended claims and reconsideration are respectfully requested.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.